

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JULIA POWELL KELLER-MCINTYRE,

No. C-06-3209 MMC (EMC)

Plaintiff,

v.

COLLEGE OF HEALTH & HUMAN
SERVICES, SAN FRANCISCO STATE
UNIVERSITY,

**ORDER FINDING MOOT PLAINTIFF'S
BRIEF IN SUPPORT OF JUDGE
CHEN'S ORDER TO RECONVENE
DZIADUR DEPOSITION**

(Docket No. 126)

Defendant.

Plaintiff Julia Powell Keller-McIntyre has filed a document titled "Brief in Support of Judge Chen's Order to Reconvene Dziadur Deposition." In the document, Ms. Keller-McIntyre represents that the University failed to comply with this Court's prior order granting her request for a further deposition of Mr. Dziadur. However, as the University points out, the Court did not grant the request for a further deposition until October 31, 2006. *See* Docket No. 105. Therefore, it is impossible that Ms. Keller-McIntyre could have -- as she claims -- reset the deposition for October

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23, 2006. Moreover, it appears that the parties have agreed that Mr. Dziadur will be deposed on December 4, 2006. In light of the above, the Court hereby finds any relief requested by Ms. Keller-McIntyre in her brief moot.

This order disposes of Docket No. 126.

IT IS SO ORDERED.

Dated: December 1, 2006


EDWARD M. CHEN
United States Magistrate Judge

United States District Court

For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JULIA POWELL KELLER-MCINTYRE,

No. C-06-3209 MMC (EMC)

Plaintiff,

v.

CERTIFICATE OF SERVICE

COLLEGE OF HEALTH & HUMAN
SERVICES, SAN FRANCISCO STATE
UNIVERSITY,

Defendant.

/

I, the undersigned, hereby certify that I am an employee in the U.S. District Court, Northern District of California. On the below date, I served a true and correct copy of the attached, by placing said copy/copies in a postage-paid envelope addressed to the person(s) listed below, by depositing said envelope in the U.S. Mail; or by placing said copy/copies into an inter-office delivery receptacle located in the Office of the Clerk.

Julia Powell Keller-McIntyre
P.O. Box 320662
San Francisco, CA 94132
415/314-4204 (cell)
415/405-3943 (work)

***ALL OTHER COUNSEL/PARTIES TO
RECEIVE ORDER VIA ELECTRONIC
FILING***

Dated: December 1, 2006

RICHARD W. WIEKING, CLERK

By: /s/
Leni Doyle
Deputy Clerk